

Paper No. 1391
Disposes of
Oral Application.

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST
AT TOKYO, Japan

Case No. 1

THE UNITED STATES OF AMERICA, et al.

- vs -

ARAKI, Sadao, et al

COMMISSION TO TAKE THE DEPOSITION OF
SHIDEHARA, Kijuro

The Defense having offered in evidence the affidavit of SHIDEHARA, Kijuro, together with verified certificate executed by Hirotoshi, Hashimoto, attending physician, certifying that the said SHIDEHARA is ill and unable to attend this trial and give his testimony in person and, the Prosecution objecting to the giving in evidence of the testimony of the said SHIDEHARA without opportunity to cross examine him at this time, it also appearing that the said SHIDEHARA resides in the suburbs of Tokyo, it is, therefore, duly considered by this Tribunal that the evidence of the said SHIDEHARA should be taken by deposition before one of the members of this Tribunal as Commissioner, and it is

ORDERED: That the deposition of the witness SHIDEHARA, Kijuro be taken before the Honorable Mr. Justice Northcroft, a member of this Tribunal, as Commissioner so to do, at the

residence of the said SHIDEHARA, Kijuro on the 11th day of November, 1947, at the hour of 2:00 P. M. or as soon thereafter as the said commissioner may determine, and from day to day and hour to hour thereafter until completed, and the Honorable Mr. Justice Northcroft is hereby designated and appointed as Commissioner before whom said deposition shall be taken; that a sufficient number of Court Reporters of this Tribunal, with the assistance of interpreters of this Tribunal, shall record the testimony given and that said deposition, when taken, transcribed and translated, shall be filed with the Secretariat of this Tribunal;

Further, that the Secretariat of this Tribunal is directed to make the necessary arrangements for the taking of this deposition.

Dated this 10th day of November, 1947, at Tokyo, Japan.

FOR THE TRIBUNAL:

Myron C. Cramer, Major General
Acting President